

PATENT APPLICATION

#8
Amend B
J. Baya
2/25/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of

Marian A. DEVONEC

Group Art Unit: 3763

Application No.: 09/826,207

Examiner: C. Rodriguez

Filed: April 5, 2001

Docket No.: 039179.01

For: THERAPEUTIC DEVICE FOR THE SELECTIVE CYTOREDUCTION
TREATMENT OF AN OBSTRUCTION IN A NATURAL LUMEN OR
PASSAGE OF THE HUMAN OR ANIMAL BODY

AMENDMENT

Director of the U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

In reply to the September 11, 2002 Office Action, please amend the above-identified
patent application as follows:

IN THE CLAIMS:

RECEIVED
FEB 21 2003

Please replace claims 36 and 39 as follows:

TECHNOLOGY CENTER R3700

36. (Amended) The device of claim 34, wherein said substrate and said internal
core are off-centered in relation to one another.

39. (Amended) The device of claim 34, further comprising a sheath made of a
synthetic foam between said substrate and said internal core.

Please add new claims 125-128 as follows:

--125. A therapeutic device intended for being substantially fully located in a natural
lumen through which a fluid naturally flows, said fluid flow being controlled by a sphincter
through said lumen, said device comprising:

a non-biodegradable active tubular element that is designed to be placed in at
least an obstructed part of said natural lumen, upstream of said sphincter, said element having

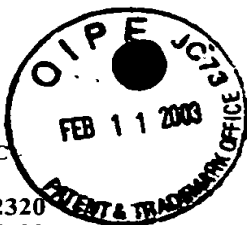
02/12/2003 SSESHE1 00000135 09826207

72.00 01

84.00 01

02 FC:1202

03 FC:1201



OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400
Facsimile: (703) 836-2787

PATENT APPLICATION

Attorney Docket No.: 039179.01

AMENDMENT TRANSMITTAL

In re the Application of

Marian A. DEVONEC

Group Art Unit: 3763

Application No.: 09/826,207

Examiner: C. Rodriguez

Filed: April 5, 2001

For: THERAPEUTIC DEVICE FOR THE SELECTIVE CYTOREDUCTION TREATMENT OF AN OBSTRUCTION IN A NATURAL LUMEN OR PASSAGE OF THE HUMAN OR ANIMAL BODY

Director of the U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Entitlement to small entity status is hereby asserted.
☐ Small entity status of this application has been established.

The filing fee has been calculated as shown below:

(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	RATE	ADD'L FEE		RATE	ADD'L FEE
TOTAL CLAIMS	*108 MINUS	**104	x 9	\$		x 18	\$ 72
INDEP CLAIMS	*9 MINUS	***8	x 42	\$		x 84	\$ 84
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+ 140	\$		+280	\$
				\$			\$ 156

* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" in this space (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

- ☒ Check No. 138962 in the amount of \$156.00 is attached. The Director is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.

RECEIVED

FEB 21 2003

TECHNOLOGY CENTER R3700

Respectfully submitted,

William P. Berridge
Registration No. 30,024

Melanie L. Mealy
Registration No. 40,085

WPB:MLM/jam

Date: February 11, 2003